IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 18TH JUNE 2007 / 28TH JYAISHTA 1929

WP(C).No. 1994 of 2005(K)

AGAINST THE ORDER DATED 8/12/04 IN EP 79/2004 IN OS.313/1996 of MUNSIFF'S COURT, PUNALUR

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PETITIONER:

KOSHY DANIER, S/O.LATE GEEVARGHESE,
AGED 62 YEARS, THAZHATHIL VEEDU,
MANJAKALA, THALAVOOR, PATHANAPURAM.

BY ADV. SRI.G.P.SHINOD
SRI.RAM MOHAN.G.
SRI.MANU V.

RESPONDENTS:

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1. KALI KANJUKUTTY, KANJURAMVILA VEEDU,
EDAYAM VADAKKEKARA MURI, ARACKAL VILLAGE,
PATHANAPURAM TALUK.

2. RAM PODIYAN, AMBILI BHAVAN, THAMARAKUDY
MURI, MAILAM VILLAGE, KOTTARAKKARA TALUK.

3. KOCHU CHERUKKAN, MANOJ BHAVAN,
THAMARAKUDY MURI, MAILAM VILLAGE,
KORRARAKKARA TALUK.

4. CHANDRAN, S/O.RAMAN, NJARAKUZHI PADINJATTETHIL
THAMARAKUDY MURI, MAILAM VILLAGE,
KOTTARAKKARA TALUK.

5. THULASI, S/O.RAMAN, NJARAKUZHIPADINJATTETHIL,
THAMARAKUDY MURI, MAILAM VILLAGE,
KOTTARAKKARA TALUK.

6. RAJAN, S/O.RAMAN, NJARAKUZHI PADINJATT-
ETHIL, THAMARAKUDY MURI, MAILAM VILLAGE,
KOTTARAKKARA TALUK.

7. AYYASARADA, RAJESH BHAVAN,
THEKKETHERI, PATTAZHI VILLAGE,
PATHANAPURAM TALUK.

8. REMADEVI, D/O. AYYAN,
NJARAKUZHI PADINJATTETHIL,
THAMARAKUDY MURI, MAILAM VILLAGE,
KOTTARAKKARA TALUK.

9. THEVI AYYAN, NARAKUZHI PADINJATTETHIL,
THAMARAKUDI MURI, MAILAM VILLAGE,
KOTTARAKKARA TALUK.

10. CHANDRAN, S/O.AYYAN, CHARUVILA VEEDU,
MANJAKALA MURI, THALAVOOR VILLAGE,
PATHANAMTHITTA TALUK.

R1 TO R3 & R5 BY ADV. SRI.REJI MATHEW KAVALAYIL
SRI.BIJU GEORGE

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 18/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC.1994/05

APPENDIX

PETITIONER'S EXTS:

EXT.P1 – TRUE COPY OF ORDER DT.7.12.04 IN I.A.1821/04 IN A.S.214/04 OF SUB COURT, KOTTARAKKARA.

EXT.P2 – TRUE COPY OF ORDER DT.8.12.04 OF COURT BELOW IN EP.79/04 IN O.S.313/96

EXT.P3 – TRUE COPY OF APPLICATION E.A.226/04 IN E.A.150/04 IN EP.79/04 IN O.S.313/96

EXT.P4 – TRUE COPY OF ORDER DT.3.1.05 IN E.A.226/04 IN E.A.150/04 IN EP.79/04 IN O.S.313/96.

/TRUE COPY/

PIUS C. KURIAKOSE, J.

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W.P.(C)No.1994 OF 2005

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DATED THIS THE 18TH JUNE, 2007

J U D G M E N T

In view of the report submitted by the learned Munsiff in this Court on 20.1.2005 which is to the effect that delivery was effected on 6.12.2004, I am of the view that there is no warrant for interfering with Exts.P2 and P4 orders. The Writ Petition will stand dismissed.

(PIUS C.KURIAKOSE, JUDGE)

tgl